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PATENT  
ATTORNEY DOCKET NO.: DIVER1280-11

**RESPONSE UNDER 37 CFR 1.116**  
**EXPEDITED PROCEDURE**  
**EXAMINING GROUP 1636**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Short and Keller                      Art Unit: 1636  
Application No.: 09/848,185                      Examiner: Bronwen Loeb  
Filed: May 3, 2001  
Title: METHOD FOR OBTAINING AN ENRICHED DNA SAMPLE  
CONTAINING ENZYMES OF SPECIFIED ACTIVITY (As amended)

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

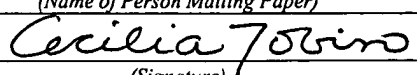
**RECEIVED**  
MAY 12 2003  
TECH CENTER 1600/2900

**TRANSMITTAL SHEET**

Sir:

Transmitted herewith in response to the Final Office mailed November 5, 2002, for the above-identified application, please find:

1. Notice of Appeal (2 pages);
2. Petition for Three (3) Months Extension of Time (2 pages); and
3. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, May 5, 2003, in an envelope addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
<div style="text-align: center;">Cecilia Tobin <i>(Name of Person Mailing Paper)</i></div>
<div style="text-align: center;"> <i>(Signature)</i></div>

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Applicants claim **SMALL ENTITY status** in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

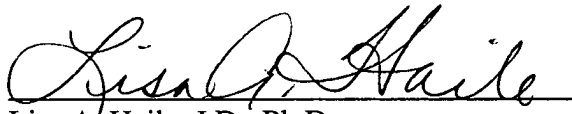
The filing fee is calculated as follows:

For	Claims Remaining After Amendment	Highest Number Previously Paid For	Extra Claims	Large Entity Rate	Small Entity Rate	Calculations
Total Claims	26	26	0	x \$18	x \$09	\$ .00
Independent Claims	3	3	0	x \$84	x \$42	\$ .00
Multiple Claims				\$280	\$140	\$ .00
Basic Filing Fee				\$750	\$375	\$ .00
					TOTAL FEE	\$ .00

The Commissioner is hereby authorized to charge the total fee of \$570.00; which consists of \$160.00 for the Notice of Appeal fee and \$410.00 for the Three (3) Months Extension of Time fee (\$465.00 minus \$55.00 (paid with Response on 3/5/03) equals to \$410.00); and for any other additional fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: May 5, 2003

  
Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

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